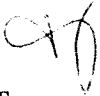




OFFICE OF THE CITY ATTORNEY

MEMORANDUM

**CONFIDENTIAL ATTORNEY-CLIENT AND/OR ATTORNEY WORK PRODUCT COMMUNICATION
NOT INTENDED FOR PUBLIC DISSEMINATION**

DATE: March 15, 2004
TO: The Honorable Mayor and City Council
FROM:  Teresa Garcia, Assistant City Attorney
SUBJECT: Agenda Item for Consent Agenda of March 30, 2004

The following resolution will be considered on the City Council Consent Agenda of March 30, 2004, for release of the following lien approved by City Council:

	<u>Lien Amount</u>	<u>Interest</u>	<u>Total Paid</u>
5406 Joe Herrera Drive District 4	\$3,966.77	\$ 165.38	\$4,132.15

City Council previously approved the placing of the lien on this property on October 28, 2003, for failure to comply with the City of El Paso Clerk Code. The City Council has now been informed that full payment has been received.

If I can provide further information, please call me.

cc: Jim Martinez
City Attorney

R. Alan Shubert
Director for Building Permits and Inspection Department

Billie Sarabia, Accounts Receivable
City Comptrollers

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor, on behalf of the City of El Paso, be authorized to sign the attached Release of Lien on the property (Legal description on file in the City Clerk's Office) for consideration paid to the City in full satisfaction of amount owed pursuant to this condemnation lien:

	<u>Lien Amount</u>	<u>Interest</u>	<u>Total Paid</u>
5406 Joe Herrera Drive District 4	\$3,966.77	\$ 165.38	\$4,132.15

ADOPTED this 30th day of March, 2004.

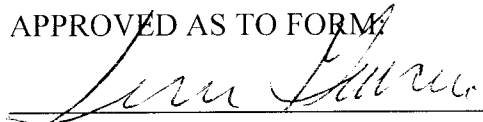
CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM



Teresa Garcia
Assistant City Attorney

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

RELEASE OF LIEN

KNOW ALL MEN BY THESE PRESENTS:

That the undersigned, of the County of El Paso, and State of Texas, the legal and equitable owner and holder of that one certain obligation in the original principal sum of THREE THOUSAND NINE HUNDRED SIXTY-SIX AND 77/100 DOLLARS (\$3,966.77) as created by and more fully described in a Resolution dated October 28, 2003, in favor of the CITY OF EL PASO, duly recorded in Book 4762, page 1155; of the Deed of Records of El Paso County, Texas, creating a lien against the hereinafter described property that the owner's property constituted a public nuisance in violation of the El Paso City Code, and the owner failed to comply after due notice, the El Paso City Council, in accordance with the El Paso City Code, declared there to be a lien on the hereinafter described property located at:

Lot 14, Block 31, Tobin Park Unit Two, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 5406 Joe Herrera Drive, El Paso, Texas,

for and in consideration of the full and final payment of all indebtedness secured by the aforesaid lien, the receipt of which is hereby acknowledged, has released and discharged, and by these presents hereby releases and discharges, the above-described property from the aforesaid lien held by the undersigned securing said indebtedness.

EXECUTED this 30th day of March, 2004.

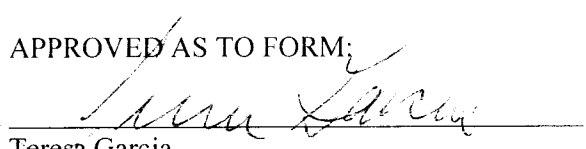
CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Teresa Garcia
Assistant City Attorney

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

 This instrument was acknowledged before me on the _____ day of
_____, 2004, by _____, as _____
of the City of El Paso, a Clerk corporation, on behalf of said corporation.

Notary Public, State of Texas
Typed or Printed Name:

My Commission Expires:
